



Intellectual Property - Law

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August 7, 2001

Commissioner for Patents
BOX PCT
United States Patent and Trademark Office
Washington, D.C. 20231

Applicants:	Cristian Demetrescu Carlo Luschi Magnus Sandell	International App. No.: PCT/EP99/07628	International File Date: Oct. 12, 1999
Atty Docket:	Demetrescu 2-5-3	US App. No.: 09/807732	Priority Date: Oct. 19, 1998
Title:	Accumulative ARQ Method And System		

SIR:

Response to Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US)

Enclosed is the executed Declaration and Power of Attorney relating to the above-identified PCT US designated National application.

A copy of the **Notification of Missing Requirements Under 35 U.S.C. 371 In The United States Designated/Elected Office (DO/EO/US)** dated May 22, 2001, is also enclosed.

Please charge Lucent Technologies **Deposit Account No. 12-2325** the amount of **\$130.00** to cover the filing fee surcharge of the Declaration and Power of Attorney. Duplicate copies of this letter are enclosed.

I hereby certify that this correspondence is being deposited in the United States Postal Service as first class mail in an envelope with sufficient postage addressed to: Asst. Commissioner for Patents, Washington, DC 20231.

Margaret Carlson Date 8/16/01

In the event of any non-payment or improper payment of a required fee, the Commissioner is authorized to charge **Lucent Technologies Deposit Account No. 12-2325** as required to correct the error.

Also enclosed for inclusion in the application is the executed Assignment and Agreement document with completed Recordation Cover Sheet. Prescribed recording fees are outlined thereon.

Respectfully submitted,
Cristian Demetrescu
Carlo Luschi
Magnus Sandell

By 
Christopher N. Malvone
Reg. No. 34866
973-386-2992

Date: 8/16/01
Lucent Technologies Inc.
Docket Administrator
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UNITED STATES PATENT AND TRADEMARK OFFICE

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www.uspto.gov

U.S. APPLICATION NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

09/807 732

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INTERNATIONAL APPLICATION NO.

5071

PCT/EP99/07628

LUCENT TECHNOLOGIES

101 CRAWFORDS CORNER ROAD (ROOM 3J-219)

HOLMDEL

NEW JERSEY NJ 07733-3030

I.A. FILING DATE

PRIORITY DATE

10/12/99

10/19/98

DATE MAILED:

7/22/01
05/22/01**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):

- ☒ U.S. Basic National Fee. ☐ Indication of Small Entity Status.
☒ Copy of the international application. ☐ Translation of the international application into English.
☐ Oath or Declaration of inventors(s). ☐ Translation of Article 19 amendments into English.
☐ Copy of Article 19 amendments. ☐ Other:
☒ Priority Document.
☒ The International Preliminary Examination Report in English and its Annexes, if any.
☐ Translation of Annexes to the International Preliminary Examination Report into English.

2. ☒ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- ☐ U.S. Basic National Fee. ☐ Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

- Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875 ☐ PCT/DO/EO/920

Lamont Hunter, Paralegal